FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.

CRIMINAL APPLICATION NO. 5145 OF 2004.
IN.
CRIMINAL APPEAL NO. 1437 OF 2004.

Ashok Siddhappa Burud. .. Applicant.
vs.
The State of Maharashtra. .. Respondent.

Office Notes,Office Memoranda of Coram, appearnaces,Courts's orders or directions and Registrar's orders.	:	Court's or Judge's orders

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Shri U.B. Nighot for the applicant.

Shri D.P. Adsule, A.P.P. for the State.

CORAM: V.M. KANADE,J.

DATED: 24.1.2005.

P.C.:

1. Heard learned Counsel appearing on behalf of the applicant and the learned A.P.P. for the State.

2. The applicant is seeking suspension of the judgment and order passed by the trial Court whereby the applicant-original accused was convicted for having committed offence punishable under section 13(1)(d) read with section 13 (2) of the

Prevention of Corruption Act and sentenced to suffer R.I. for 1 year and 3 years respectively.

3. Learned Counsel for the applicant submits that he has got good case on merits and that the applicant was appointed on compassionate ground on account of death of his father.

4. In view of the judgment of the Supreme Court in the case of **K.C. Sareen vs. C.B.I., Chandigad, 2001 SCC (Cri.) 1186,** in my view, this is not a fit case for suspending the judgment and order of the trial Court.

5. Application is rejected.